

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE "GOVERNING BODY") OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE "CITY), TO ACQUIRE, BY DONATION, CERTAIN REAL PROPERTY LOCATED WITHIN THE CITY FOR DRAINAGE AND GREENSPACE PURPOSES

WHEREAS, the Mayor and City Council (the "Governing Body") of the City of Diamondhead, Mississippi (the "City"), acting for and on behalf of the City, hereby finds and determines as follows:

1. The City is in need of acquiring certain real property for drainage and greenspace purposes that is currently owned by several individuals.
2. The City is authorized to acquire real property pursuant to Miss. Code Ann. §21-17-1.
3. Several individuals have expressed a willingness to donate the property legally described in the Deeds of Dedication and attached hereto collectively as Exhibit "A" to this resolution
4. The City is willing to accept the donation of the aforementioned properties. (HAMMONS AND PRATTINI)

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, AS FOLLOWS:

SECTION 1. That the Governing Body of the City will accept the donation of the aforementioned property.

SECTION 2. That the Governing Body of the City does hereby authorize the City Attorney to prepare any and all documentation related to the acquisition of the aforementioned property by donation, for the City Manager to execute any necessary documentation to effectuate the donation of the subject property and, for the Mayor to execute the Dedication Deed on behalf of the City attached collectively hereto as Exhibit "A."

The above and foregoing resolution, after having been first reduced to writing, was introduced by Councilmember Maier, seconded by Councilmember Sheppard and the question being put to a roll call vote, the result was as follows:

	Aye	Nay	Absent
Councilmember Finley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Moran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Sheppard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Clark	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Maher	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Depreo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

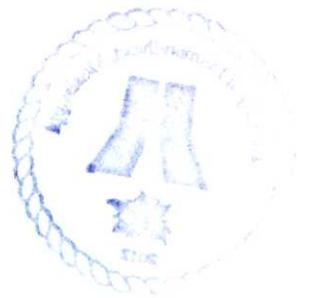
The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the 21st day of December, 2021.

Mayor Nancy Depreo
MAYOR

ATTEST:

Minnie Klein
CITY CLERK





ADDENDUM # 1

Addendum to contract dated 11/16/2021 between:
The Peoples Bank (Sellers) and
City of Diamondhead, MS (Buyers) on property located
at Bulk purchase of lots in Diamondhead belonging to The Peoples Bank

All parties agree that Lot 3, Block 5, Unit 4, Phase 1 (Lilinoe Place) is no longer a part of the purchase agreement between these two parties.

Buyer's Signature [Signature] /Date 12-14-21
Buyer's Signature [Signature] /Date 12-14-21

Seller's Signature [Signature] /Date 12-14-21
Seller's Signature [Signature] /Date 12-14-21

Outgoing Member
SFD#01238440 CIT
2022-10-10-10-10-10

ADDENDUM # 1

Addendum to contract dated 11/16/2021 between:
The Peoples Bank (Sellers) and
City of Diamondhead, MS (Buyers) on property located
at Bulk purchase of lots in Diamondhead belonging to The Peoples Bank

All parties agree that Lot 3, Block 5, Unit 4, Phase 1 (Lilinoe Place) is no longer a part of the purchase agreement between these two parties.

Buyer's Signature _____ /Date _____
Buyer's Signature _____ /Date 12-14-21

Seller's Signature _____ /Date _____
The Peoples Bank by Kelly Pender _____ /Date _____
Subscribed and sworn to before me on this 12th day of December, 2021 at Diamondhead, Mississippi.

PREPARED BY & RETURN TO:
DEREK R. CUSICK (MS BAR#10653)
LAW OFFICES OF DEREK R. CUSICK, PLLC
1325 25th Avenue
GULFPORT, MS 39501
(228) 206-3819

INDEXING INSTRUCTIONS:

LOT 68, BLK 9, UNIT 5,
DIAMONDHEAD PH 2, CITY OF
DIAMONDHEAD, HANCOCK
COUNTY, MISSISSIPPI

GRANTORS ADDRESS
JONATHON RANDALL HAMMONS
P.O. BOX F
SUMRALL, MS 39482
(cell) 297-3731

GRANTEE'S ADDRESS
CITY OF DIAMONDHEAD, MS
5000 DIAMONDHEAD CIRCLE
DIAMONDHEAD MS 39525
(228) 222-4626

STATE OF MS
COUNTY OF Hancock

DEED OF DEDICATION

This DEED OF DEDICATION ("Deed") is made this 21st day of December,
2021, by and between JONATHON RANDALL HAMMONS, GRANTOR, and THE CITY
OF DIAMONDHEAD, a municipality created and existing under the State of Mississippi
("City"), GRANTEE.

****WITNESSETH****

WHEREAS, JONATHON RANDALL HAMMONS wishes to dedicate, grant and convey the following property to the City and be relieved of the cost and responsibilities associated with maintaining same; and

WHEREAS, the City wishes to acquire the property and assume the cost and responsibilities for maintaining same; and

WHEREAS, on December 21, 2021, the Diamondhead City Council passed a resolution and order accepting the dedication of the property conveyed herein and agreeing to the terms contained herein, copy of which is attached hereto as Exhibit "A"; and

NOW, THEREFORE, in consideration of the recitals and the mutual benefits, covenants and terms herein contained, and for other good and valuable consideration, the receipt of which is hereby acknowledged, JONATHON RANDALL HAMMONS hereby dedicates, grants, conveys, covenants and agrees as follows:

DEDICATION OF ONE UNDEVELOPED LOT

For and in consideration of the City accepting the property and maintaining the property as greenspace, JONATHON RANDALL HAMMONS, being the sole owner of, and the only party having any interest in, the property, does hereby dedicate, grant and convey unto the City, its successors and assigns, in fee simple, for the use of the general public as a greenspace and for drainage, the property described herein below and improvements thereon and appurtenances thereto, if any. This dedication of the property is made without warranties of any kind.

The City specifically accepts the dedication of the property without warranty and subject to the following conditions:

The conveyance herein is made subject to such valid mineral reservations and/or conveyances, if any, as may have been heretofore made on the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all easements located on, over and across the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all rights-of-way and/or easements for public utilities in, on and under the property.

The conveyance herein is made subject to the City maintaining the property as greenspace and for drainage and said property is not to be developed.

Legal Description of the Undeveloped Lot:

Lot 68, Block 9, Unit 5, DIAMONDHEAD, Phase 2, according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hancock County, at Bay St. Louis, Mississippi.

Together with all improvements situated thereon, and the perpetual right of ingress and egress over and upon all streets, roads, avenues and boulevards shown on said subdivision plat.

IT IS FURTHER UNDERSTOOD AND AGREED that this instrument constitutes the entire agreement between Grantors and Grantee, there being no other oral agreements or representations of any kind or nature whatsoever.

EXECUTED, this the 13 day of December, 2021.

GRANTOR:



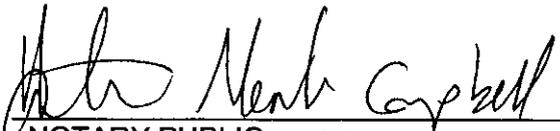
JONATHON RANDALL HAMMONS

STATE OF MISSISSIPPI

COUNTY OF LAMAR

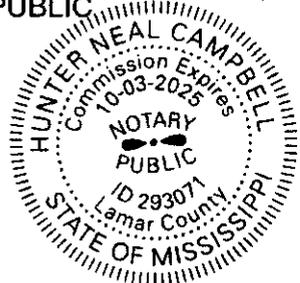
Personally appeared before me, the undersigned Notary Public, the within named JONATHON RANDALL HAMMONS, who acknowledged that he signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the 13th day of DECEMBER, 2021.



NOTARY PUBLIC

My Commission Expires:
10.03.2025



GRANTEE:

CITY OF DIAMONDHEAD, MISSISSIPPI

BY: Mayor Nancy Depreo
NANCY DEPREO, MAYOR

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

Personally appeared before me, the undersigned Notary Public, the within named NANCY DEPREO, who acknowledged that she is Mayor of the City of Diamondhead, Mississippi, and that in said representative capacity she signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the 21st day of December, 2021.

Jeannie S. Klein
NOTARY PUBLIC

My Commission Expires:



PREPARED BY & RETURN TO:
DEREK R. CUSICK (MS BAR#10653)
LAW OFFICES OF DEREK R. CUSICK, PLLC
1325 25th Avenue
GULFPORT, MS 39501
(228) 206-3819

INDEXING INSTRUCTIONS:

LOT 97, BLK 9, UNIT 6,
DIAMONDHEAD PH 2, CITY OF
DIAMONDHEAD, HANCOCK
COUNTY, MISSISSIPPI

GRANTORS ADDRESS
JAMES P. PRATTINI
83272 PRESS SHARP ROAD
BUSH, LA 70431
(985) 871-8825

GRANTEE'S ADDRESS
CITY OF DIAMONDHEAD, MS
5000 DIAMONDHEAD CIRCLE
DIAMONDHEAD MS 39525
(228) 222-4626

STATE OF LOUISIANA
COUNTY OF ST. TAMMANY

DEED OF DEDICATION

~~2019~~ ²⁰²¹ This DEED OF DEDICATION ("Deed") is made this 13 day of December,
2019, by and between JAMES P. PRATTINI, GRANTOR, and THE CITY OF
DIAMONDHEAD, a municipality created and existing under the State of Mississippi
("City"), GRANTEE.

****WITNESSETH****

WHEREAS, JAMES P. PRATTINI wishes to dedicate, grant and convey the following property to the City and be relieved of the cost and responsibilities associated with maintaining same; and

WHEREAS, the City wishes to acquire the property and assume the cost and responsibilities for maintaining same; and

WHEREAS, on December 11, 2021, the Diamondhead City Council passed a resolution and order accepting the dedication of the property conveyed herein and agreeing to the terms contained herein, copy of which is attached hereto as Exhibit "A"; and

NOW, THEREFORE, in consideration of the recitals and the mutual benefits, covenants and terms herein contained, and for other good and valuable consideration, the receipt of which is hereby acknowledged, JAMES P. PRATTINI hereby dedicates, grants, conveys, covenants and agrees as follows:

DEDICATION OF ONE UNDEVELOPED LOT

For and in consideration of the City accepting the property and maintaining the property as greenspace, JAMES P. PRATTINI, being the sole owner of, and the only party having any interest in, the property, does hereby dedicate, grant and convey unto the City, its successors and assigns, in fee simple, for the use of the general public as a greenspace and for drainage, the property described herein below and improvements thereon and appurtenances thereto, if any. This dedication of the property is made without warranties of any kind.

The City specifically accepts the dedication of the property without warranty and subject to the following conditions:

The conveyance herein is made subject to such valid mineral reservations and/or conveyances, if any, as may have been heretofore made on the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all easements located on, over and across the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all rights-of-way and/or easements for public utilities in, on and under the property.

The conveyance herein is made subject to the City maintaining the property as greenspace and for drainage and said property is not to be developed.

Legal Description of the Undeveloped Lot:

Lot 97, Block 9, Unit 6, DIAMONDHEAD, Phase 2, according to the map or plat thereof on file and of record in Plat Book 4, at Pages 41-42, inclusive in the office of the Chancery Clerk of Hancock County, at Bay St. Louis, Mississippi.

Together with all improvements situated thereon, and the perpetual right of ingress and egress over and upon all streets, roads, avenues and boulevards shown on said subdivision plat.

IT IS FURTHER UNDERSTOOD AND AGREED that this instrument constitutes the entire agreement between Grantors and Grantee, there being no other oral agreements or representations of any kind or nature whatsoever.

EXECUTED, this the 13 day of December, 2021.

GRANTOR

James P. Prattini Sr.
JAMES P. PRATTINI

STATE OF Louisiana

COUNTY OF ST TAMMANY

Personally appeared before me, the undersigned Notary Public, the within named JAMES P. PRATTINI, who acknowledged that he signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the 13th day of December 2021.

Vicki H. Conners
NOTARY PUBLIC

VICKI H. CONNERS
ID#63216
PARISH OF ST. TAMMANY
COMMISSION FOR LIFE

My Commission Expires:
With Life

-3- **A TRUE COPY**

Vicki H. Conners

GRANTEE:

CITY OF DIAMONDHEAD, MISSISSIPPI

BY: *Nancy Depreo*
NANCY DEPREO, MAYOR

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

Personally appeared before me, the undersigned Notary Public, the within named NANCY DEPREO, who acknowledged that she is Mayor of the City of Diamondhead, Mississippi, and that in said representative capacity she signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the 31st day of December, 2021.

Jeannie Klein
NOTARY PUBLIC

My Commission Expires

